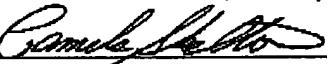


RECEIVED  
CENTRAL FAX CENTER

MAY 19 2005

PTO/SB/31 (08-04)

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 022041-000600US				
<p>I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. (703) 872-9306 on May 13, 2005.</p> <p>Signature </p> <p>Typed or printed name <u>Pamela Skelton</u></p>		<p>In re Application of <b>Mark G. Erlander, et al.</b></p> <table border="1"> <tr> <td>Application Number <b>10/028,018</b></td> <td>Filed <b>December 21, 2001</b></td> </tr> </table> <p><b>For BREAST CANCER PROGRESSION SIGNATURES</b></p> <table border="1"> <tr> <td>Art Unit <b>1631</b></td> <td>Examiner <b>Mary K. Zeman</b></td> </tr> </table>	Application Number <b>10/028,018</b>	Filed <b>December 21, 2001</b>	Art Unit <b>1631</b>	Examiner <b>Mary K. Zeman</b>
Application Number <b>10/028,018</b>	Filed <b>December 21, 2001</b>					
Art Unit <b>1631</b>	Examiner <b>Mary K. Zeman</b>					
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) <b>\$ 500</b></p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <b>\$ 250</b></p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>20-1430</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p>						
<p><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p> <p>I am the</p> <p><input type="checkbox"/> applicant/inventor.</p> <p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p> <p><input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>44,461</u></p> <p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____</p>						
<p></p> <p>Signature</p> <p>Kawai Lau Reg. No. 44,461</p> <p>Typed or printed name</p> <p>(858) 350-6151</p> <p>Telephone number</p> <p>May 13, 2005</p> <p>Date</p>						
<p><b>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</b></p>						
<p><input type="checkbox"/> *Total of _____ forms are submitted.</p>						

60491562 v1

05/16/2005 YPOLITE1 00000019 201430 10020018

01 FC:2401 250.00 DA